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RE	FSP0241 RESPONSE TO OFFICE ACTION

**COVER MESSAGE**

Attorney Docket Number: FSP0241  
Client Reference Number: 243264US  
Title: coaxial communication active tap device and distribution system  
Application Number: 10/805,226  
Filing Date: Monday, March 22, 2004  
17 pages of response to official action

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AMENDMENTS AND REMARKS IN RESPONSE TO OFFICIAL ACTION

FOR

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I hereby certify that this correspondence is being transmitted via EFS or facsimile to the USPTO (number 571-273-8300) or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on:

12/03/2008

Date

/Charles A. Mirho

NAME Charles A. Mirho

**Summary of Office Action**

In an Office Action mailed 09/03/2008, claims 16 and 17 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Claims 13 and 14 are objected to under 37 CFR 1.75 (c), as being of improper dependent form for failing to further limit the subject matter of a previous claim. Claims 1, 2, 6-8, 22, 23, 26-29, and 32 are rejected under 35 U.S.C. 103 (a) as being unpatentable over Strull et al (US Pat. No.:7,138,886) and further in view of Lee et al.

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(US Pat. No.: 5,485,630) and Tresness et al.(US Pat. No.: 5,999,796). Claims 3, 5, 24 and 26 are rejected under 35 U.S.C. 103 (a) as being unpatentable over Strull in view of Lee as applied to claim 1 above, and further in view of Wyatt et al.(Pub. No.: 2004/0213532). Claims 9, 10, 15, 21, 30, 31, and 37 are rejected under 35 U.S.C. 103 (a) as being unpatentable over Strull in view of Lee as applied to claim 1 above, and further in view of Kamiya (US Pat. No.: 6,785,908). Claims 11-14 and 32 are rejected under 35 U.S.C. 103 (a) as being unpatentable over Strull in view of Lee and Kamiya as applied to claim 9 above, and further in view of Utsumi et al. (US Pat. No.: 5, 539, 657). Claims 18-20 and 33-36 are rejected under 35 U.S.C. 103 (a) as being unpatentable over Strull in view of Lee as applied to claim 1 above, and further in view of Gresko et al. (US Pat. No.: 7, 086, 078).